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17 Attorneys for Defendants-Intervenors
18 GLENN-COLUSA IRRIGATION DISTRICT, et al.

19 UNITED STATES DISTRICT COURT
20 EASTERN DISTRICT OF CALIFORNIA

22 PACIFIC COAST FEDERATION OF
FISHERMEN'S ASSOCIATION, *et al.*,

23 Plaintiffs,

24 v.

25 WILBUR ROSS, *et al.*,

26 Defendants.
27

No. 1:20-CV-00431-DAD-SAB

STIPULATION AND ORDER REGARDING
INTERVENTION OF CITY OF REDDING
AND KNIGHTS LANDING INVESTORS,
LLC

1 This stipulation is entered into by Plaintiffs Pacific Coast Federation of Fishermen's
2 Association, Institute for Fisheries Resources, Golden State Salmon Association, Natural Resources
3 Defense Council, Defenders of Wildlife, and Bay.Org d/b/a The Bay Institute ("Plaintiffs");
4 Defendants Wilbur Ross, in his official capacity as Secretary of Commerce; Chris Oliver, in his
5 official capacity as Assistant Administrator for Fisheries at the National Oceanic and Atmospheric
6 Administration; National Marine Fisheries Service; David Bernhardt, in his official capacity as
7 Secretary of Interior; Aurelia Skipwith, in her official capacity as Director of the U.S. Fish and
8 Wildlife Service; U.S. Fish and Wildlife Service; Brenda Burman, in her official capacity as
9 commissioner of Reclamation; and U.S. Bureau of Reclamation ("Federal Defendants");
10 Defendant-Intervenors San Luis & Delta-Mendota Water Authority and Westlands Water District
11 ("SLDMWA and Westlands"); Defendant-Intervenors the State Water Contractors ("SWC");
12 Defendant-Intervenor Tehama-Colusa Canal Authority ("TCCA"); Defendant-Intervenors
13 Sacramento River Settlement Contractors ("SRS Contractors")¹; City of Redding ("Redding"); and
14 Knights Landing Investors, LLC ("KLI"). Plaintiffs, Federal Defendants, SLDMWA and
15 Westlands, SWC, TCCA, SRS Contractors, Redding, and KLI are collectively referred to
16 hereinafter as the "Parties."

17 **RECITALS**

18 WHEREAS, Plaintiffs filed the instant action naming only Federal Defendants as
19 defendants. ECF No. 1.

20 WHEREAS, the Court granted SLDMWA and Westlands' motion for permissive
21 intervention. ECF No. 37.

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25 ¹ The SRS Contractors constitute the following parties currently in this case: Reclamation District No. 108;
26 Sutter Mutual Water Company; Natomas Central Mutual Water Company; River Garden Farms Water
27 Company; Pleasant Grove-Verona Mutual Water Company; Pelger Mutual Water Company; Meridian
28 Farms Water Company; Henry D. Richter, et al.; Howald Farms, Inc.; Oji Brothers Farm, Inc.; Oji Family
Partnership; Carter Mutual Water Company; Windswept Land and Livestock Company; Maxwell Irrigation
District; Beverly F. Andreotti, et al.; Tisdale Irrigation and Drainage Company; Princeton-Codora-Glenn
Irrigation District; Provident Irrigation District; Glenn-Colusa Irrigation District; Reclamation District No.
1004; David and Alice teVelde Family Trust; Pelger Road 1700, LLC.; Conway Preservation, LLC; and
Anderson Cottonwood Irrigation District.

1 WHEREAS, the Court granted the SRS Contractors and TCCA's intervention pursuant to
2 the terms of a stipulation with all Parties. ECF No. 102.

3 WHEREAS, the Court granted SWC's motion for permissive intervention. ECF No. 122.

4 WHEREAS, Redding and KLI also hold Sacramento River Settlement Contracts with the
5 United States, and if granted intervention, they will be included and treated as two of the
6 SRS Contractors moving forward. In order to avoid the necessity of briefing a motion for Redding
7 and KLI to intervene, the Parties agree that Redding and KLI should be granted leave to
8 permissively intervene in this case as part of the SRS Contractors' group, albeit with Plaintiffs'
9 position being that certain additional reasonable limitations are and will be necessary to ensure that
10 their intervention does not unduly prejudice Plaintiffs or delay the efficient resolution of this case.

11 NOW, THEREFORE, it is hereby stipulated by and between the Parties, through their
12 respective counsel, as follows:

13 Redding and KLI shall be granted permissive intervention in this action, subject to all of
14 the agreements, terms, and conditions applicable to the SRS Contractors as set forth in the Court's
15 Order granting the SRS Contractors' intervention. ECF No. 102. The inclusion of Redding and
16 KLI as intervening SRS Contractors shall not modify any of the existing terms and conditions
17 applicable to the SRS Contractors' intervention.

18 DATED: March 31, 2020

GLEN H. SPAIN

19 By: /s/ Glen H. Spain

GLEN H. SPAIN

20 Attorney for Plaintiffs PACIFIC COAST
21 FEDERATION OF FISHERMEN'S
22 ASSOCIATIONS and INSTITUTE FOR
FISHERIES RESOURCES

23 DATED: March 31, 2020

ALTSHULER BERZON LLP

24 By: /s/ Barbara J. Chisholm

25 BARBARA J. CHISHOLM

26 Attorneys for Plaintiffs GOLDEN STATE
27 SALMON ASSOCIATION; NATURAL
28 RESOURCES DEFENSE COUNCIL, INC.;
DEFENDERS OF WILDLIFE; and BAY.ORG d/b/a
THE BAY INSTITUTE

1 DATED: March 31, 2020

DOWNEY BRAND LLP

2 By: /s/ Meredith E. Nikkel

3 MEREDITH E. NIKKEL

4 Attorneys for Defendants-Intervenors
5 RECLAMATION DISTRICT NO. 108, SUTTER
6 MUTUAL WATER COMPANY; NATOMAS
7 CENTRAL MUTUAL WATER COMPANY;
8 RIVER GARDEN FARMS WATER COMPANY;
9 PLEASANT GROVE-VERONA MUTUAL
10 WATER COMPANY; PELGER MUTUAL
11 WATER COMPANY; MERIDIAN FARMS
12 WATER COMPANY; HENRY D. RICHTER,
13 et al.; HOWALD FARMS, INC.; OJI BROTHERS
14 FARM, INC.; OJI FAMILY PARTNERSHIP;
15 CARTER MUTUAL WATER COMPANY;
16 WINDSWEPT LAND AND LIVESTOCK
17 COMPANY; MAXWELL IRRIGATION
18 DISTRICT; BEVERLY F. ANDREOTTI, et al.;
19 TISDALE IRRIGATION AND DRAINAGE
20 COMPANY; PROVIDENT IRRIGATION
21 DISTRICT; PRINCETON-CODORA-GLENN
22 IRRIGATION DISTRICT; and TEHAMA-
23 COLUSA CANAL AUTHORITY

16 DATED: March 31, 2020

SOMACH SIMMONS & DUNN

17 By: /s/ Jared Mueller

18 JARED MUELLER

19 Attorneys for Defendants-Intervenors GLENN-
20 COLUSA IRRIGATION DISTRICT;
21 RECLAMATION DISTRICT NO. 1004;
22 CONAWAY PRESERVATION GROUP, LLC;
23 DAVID AND ALICE teVELDE FAMILY
24 TRUST; PELGER ROAD 1700, LLC;
25 ANDERSON-COTTONWOOD IRRIGATION
26 DISTRICT; CITY OF REDDING; and KNIGHTS
27 LANDING INVESTORS, LLC

24 DATED: March 31, 2020

25 U.S. DEPARTMENT OF JUSTICE ENVIRONMENT
26 & NATURAL RESOURCES DIVISION
27 WILDLIFE & MARINE RESOURCES SECTION

26 By: /s/ Lesley Lawrence-Hammer

27 LESLEY LAWRENCE-HAMMER

28 Attorneys for Federal Defendants

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DATED: March 31, 2020

DATED: March 31, 2020

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WESTLANDS WATER DISTRICT

VAN NESS FELDMAN LLP
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 JENNA R. MANDELL-RICE
Attorneys for Defendant-Intervenor
THE STATE WATER CONTRACTORS


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ORDER

Pursuant to the Parties' Stipulation, the Court hereby grants the City of Redding and Knights Landing Investors, LLC, intervention pursuant to the terms of the Stipulation.

IT IS SO ORDERED.

Dated: March 31, 2020


UNITED STATES DISTRICT JUDGE